

DECLARATORY RESOLUTION
NO. 677 - 1935

For the opening and extending of Clinton Street to a uniform width of (50) ft. from the North line of the bridge over St. Mary's River on Clinton Street to the North City limits of Clinton St. in the City of Fort Wayne, in Allen County, of the State of Indiana, etc.

ADOPTED:	Dec. 10, 1935
NOT: PROP. OWNERS:	Dec. 12th-19th
HEARING:	Jan. 2, 1936
CONFIRMED:	Jan. 2, 1936
ASSM. ROLL ORDERED:	Jan. 2, 1936
ASSM. ROLL APPROVED:	Jan. 7, 1936
NOT. NON-RESIDENTS:	Jan. 10-17-24th
NOTICES SERVED:	Jan. 14, 1936
HEARING:	Feb. 6, 1936
ASSM. ROLL CONFIRMED:	Feb. 6, 1936

+ DECLARATORY RESOLUTION NO. 677 -1935

Be it Resolved by the Board of Public Works of the City of Fort Wayne that it is deemed and desired necessary to open and extend Clinton Street to a uniform width of Fifty (50) feet from the North line of the bridge over St. Mary's river on Clinton Street to the North City limits of Clinton Street in the City of Fort Wayne, in Allen County, of the State of Indiana, by the condemnation and appropriation of such lots and lands for such opening, specifically described as follows, to-wit: *

CLINTON STREET FROM ELIZABETH STREET TO SPY RUN CREEK: WEST SIDE OF STREET:

The east Ten (10) feet of the Right of Way of the Indiana Service Corporation, lying west of Clinton Street and lying between Lots Numbered 12 and 13 Hofer's Second Addition.

The east Ten (10) feet of Lots Nine (9), Ten (10), Eleven (11) and Twelve (12) of Hofer's Second Addition to the City of Fort Wayne.

The east Ten (10) feet of Lots One Hundred Forty-five (145) and One Hundred Forty-six (146) of Brookview Addition to the City of Fort Wayne.

The east Ten (10) feet of Lot One Hundred Forty-seven (147) of Brookview Addition to the City of Fort Wayne.

The east Ten (10) feet of Lot One Hundred Forty-eight (148) of Brookview Addition to the City of Fort Wayne.

CLINTON STREET FROM SPY RUN CREEK TO STATE STREET: WEST SIDE OF STREET

The east Two and five tenths (2.5) feet of the east Seventy-two (72) feet of Lots One (1), Two (2) and Three (3) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Four (4) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of the north Twenty-five (25) feet of Lot Number Five (5) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of the south Fifteen (15) feet of Lot Number Six (6) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of the north Twenty-five (25) feet of Lot Number Six (6) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five -tenths (2.5) feet of the south Fifteen (15) feet of Lot Number Seven (7) of Jacob's Third Addition to the City of Fort Wayne.

CLINTON STREET FROM SPY RUN CREEK TO STATE STREET - CONTINUED:

WEST SIDE OF STREET

The east Two and five-tenths (2.5) feet of the north Twenty-five (25) feet of Lot Number Seven (7) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of the south Five (5) feet of Lot Number Eight (8) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of the north thirty-five (35) feet of Lot Number Eight (8) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of the Lot Number Nine (9) of Jacob's Third Addition to the City of Fort Wayne.

EAST SIDE OF STREET

The west Two and five-tenths (2.5) feet of Lot Number Twenty-five (25) except North forty-two (42) feet and three and one-half ($3\frac{1}{2}$) inches of Jacobs Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the north forty-two (42) feet and three and one-half ($3\frac{1}{2}$) inches of Lot Number Twenty-five (25) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the south one-half ($\frac{1}{2}$) of Lot Number Twenty-four (24) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the north one-half ($\frac{1}{2}$) of Lot Number Twenty-four (24) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the Lot Number Twenty-three (23) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the West Sixty-five (65) feet of the south Twenty (20) feet of Lot Number Twenty-two (22) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the North Thirty (30) feet of Lot Number Twenty-two (22) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Twenty-one (21) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the south thirty-five (35) feet of Lot Number Twenty (20) of Jacob's Addition to the City of Fort Wayne.

CLINTON STREET FROM STATE BOULEVARD TO SPY RUN AVENUE -

WEST SIDE OF STREET

The east Two and five-tenths (2.5) feet of Lot Number Ten (10) Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Eleven (11) Jacob's Third Addition to the City of Fort Wayne.

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CLINTON STREET FROM STATE BOULEVARD TO SPY RUN AVENUE - CONTINUED:

WEST SIDE OF STREET

The east Two and five-tenths (2.5) feet of Lot Number Twelve (12) of Jacob's Third Addition to the City of Fort Wayne.
of ~~The east two and five-tenths (2.5) feet of Lot Number Thirteen (13)~~
of Jacob's Third Addition to the City of Fort Wayne.
The east Two and five-tenths (2.5) feet of Lot Number Fourteen (14) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Fifteen (15) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Sixteen (16) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Seventeen (17) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Eighteen (18) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Nineteen (19) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty (20) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty-one (21) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty-two (22) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty-three (23) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty-four (24) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty-five (25) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty-six (26) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Twenty-seven (27) of Jacob's Third Addition to the City of Fort Wayne. ✓

The east Two and five-tenths (2.5) feet of the north Twenty-eight (28) feet of Lot Number Twenty-eight (28) of Jacob's Third Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of vacated street, north of Lot Twenty-eight (28) Jacob's Addition and south of/Thirty-nine (39) Brookview Addition to the City of Fort Wayne. Lot

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CLINTON STREET FROM STATE BOULEVARD TO SPY RUN AVENUE - CONTINUED

WEST SIDE OF THE STREET

The east Two and five-tenths (2.5) feet of Lot Thirty-nine (39) Brookview Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Fifty (50) foot space north of Lot Thirty-nine (39) Brookview Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Forty- (40) of Brookview Addition to the City of Fort Wayne.

The east Two and five-tenths (2.5) feet of Lot Number Forty-one (41) of Brookview Addition to the City of Fort Wayne.

* CLINTON STREET FROM STATE BOULEVARD TO SPY RUN AVENUE:

EAST SIDE OF THE STREET **

The west Two and five-tenths (2.5) feet of Lot Number Eighteen (18) Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the north one-half of Lot Number Nineteen (19) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Seventeen (17) of Jacob's Addition to the City of Fort Wayne.

*** The west Two and five-tenths (2.5) feet of Lot Number Sixteen (16) of Jacob's Addition to the City of Fort Wayne. ***

The west Two and five-tenths (2.5) feet of Lot Number Fifteen (15) of Jacob's Addition to the City of Fort Wayne.

- The west Two and five-tenths (2.5) feet of Lot Number Fourteen (14) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Thirteen (13) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Twelve (12) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Eleven (11) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Ten (10) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the south thirty-three and one-third ($33 \frac{1}{3}$) feet of Lot Number Nine (9) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the north Sixteen and two-thirds ($16 \frac{2}{3}$) of Lot Number Nine (9) of Jacob's Addition to the City of Fort Wayne.

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CLINTON STREET FROM STATE BOULEVARD TO SPY RUN AVENUE - CONTINUED

EAST SIDE OF THE STREET

The west Two and five-tenths (2.5) feet of the south Sixteen and two-thirds ($16 \frac{2}{3}$) of Lot Number Eight (8) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of the north Thirty-three and one-third ($33 \frac{1}{3}$) feet of Lot Number Eight (8) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Seven (7) Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Six (6) of Jacob's Addition to the City of Fort Wayne.

The west Two and five -tenths (2.5) feet of Lot Number Five (5) of Jacob's Addition to the City of Fort Wayne.

The west Ten (10) feet of Lot Number Four (4) of Jacob's Addition to the City of Fort Wayne.

The west Ten (10) feet of Lot Number Three (3) of Jacob's Addition to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Four (4) Stirlen's Subdivision to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Three (3) of Stirlen's Subdivision to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number Two (2) of Stirlen's Subdivision to the City of Fort Wayne.

The west Two and five-tenths (2.5) feet of Lot Number One (1) of Stirlen's Subdivision to the City of Fort Wayne,

4⁺ excepting so much of the above described strips of land as has already been dedicated to the public use, all as shown by a plat of such proposed opening now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected in the City of Fort Wayne by the opening and extending of said Clinton Street as above described is known and described as the land and ground herein proposed to be condemned and appropriated therefor, and are all the lots and lands and parcels of lots lying adjacent to Clinton Street from the North line of the bridge over St. Mary's River on Clinton Street to the North City

limits of Clinton Street in the City of Fort Wayne, Allen County, Indiana, all as shown by a plat of such territory now on file in the office of the Department of Public Works of the City of Fort Wayne.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

The above described lots and lands affected by the above described condemnation and appropriation being situated within the corporate limits of the City of Fort Wayne, Indiana.

4x

Adopted this 10th day of December, 1935.

Robert G. Cannon

A. J. Andersen

John H. Johnson
Board of Public Works.

Attest:

Chas. F. Hess
Secretary

BROADWAY INVESTMENT COMPANY, INC.

2047 BROADWAY

FORT WAYNE, INDIANA

February 6, 1936

Board of Public Works
City of Fort Wayne
Fort Wayne, Indiana

Gentlemen:

The undersigned Broadway Investment Company, Inc., Fort Wayne, Indiana, being the owner of lots #145 and #146, Brookview Addition to the City of Fort Wayne, does hereby, enter their objection and remonstrance to the award of damages to the above property, as set forth in your notice of January 7, 1936, on account of the opening and extending of Clinton Street, pursuant to declaratory resolution #677-1935.

Melvin M. Beaver, as secretary of the said corporation, does hereby personally appear at the hearing of the Board of Public Works at 7:30 o'clock, February 6, 1936, and presents the written remonstrance to the said award of damages and declares that the amount of said damages is deemed to amount to \$2653.00, which amount the undersigned ask to be awarded.

Said Broadway Investment Company asks the legal period of twenty days from date for filing appeal should the award not be allowed in the amount stated. This award of reasonable damages is asked for the release of the east ten feet of each of said lots.

Yours truly,

BROADWAY INVESTMENT COMPANY, INC.

By

Melvin M. Beaver

Dec.

MMB:HJJ

Filed: February 6, 1936

REMONSTRANCE

Fort Wayne, Ind. February 5 1936

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate fronting on Clinton Street, from
Soy Run Creek North Line of Bridge at St. Mary's River to North city limits

respectfully remonstrate against the passage of a resolution providing for the ~~assessment~~ ^{award} of damages
and the allowance of benefits under resolution No. 677-1935 adopted
December 16, 1935, for West 2 1/2 feet of

Lot NO. 10 Jacob's Addition

Charles H. Halter
Blanche H. Halter

Del

677

Filed: February 6, 1936

REMONSTRANCE

Against the Passage of a Resolution for
Improving

.....

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From Street

To Street

FILED WITH THE

Improvement Res. No.

Resolution Adopted:

Confirmed:

Is Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: